**ComEd** 

Commonwealth Edison Company P.O. Box 805379 Chicago, IL 60680-5379 www.exeloncorp.com

An Exelon Company

EPA Region 5 Records Ctr.

259722

July 16, 2001

U. S. Environmental Protection Agency ATTN: Mike Rafati, Environmental Protection Specialist U.S. EPA – Region 5 77 W. Jackson Blvd. (SR-6J) Chicago, IL 60604

Re:

Information Request Pursuant to Section 104(e) of CERCLA for Johns Manville

Site in Waukegan, Illinois

Dear Mr. Rafati:

This letter and the attached Response constitute the response of Commonwealth Edison Company ("ComEd") to the United States Environmental Protection Agency's ("U.S. EPA") Request for Information Pursuant to Section 104 of CERCLA for the Johns Manville Site in Waukegan, Illinois, dated June 1, 2001. U.S. EPA granted ComEd an extension of time until July 20, 2001 to respond to this Request for Information.

U.S. EPA has not given ComEd sufficient information to identify "Site 4," which is the subject of this Request for Information. The only definition of "Site 4" is a small rectangle, hand-drawn on a map. It is not clear from the Request for Information whether "Site 4" extends onto right-of-way property that ComEd owns in the area. However, ComEd's responses to the Request for Information would remain the same whether "Site 4" extends onto ComEd property or not.

ComEd's response is based on the information available to it. Although ComEd has made diligent efforts to comply with the Information Request and has provided a response, ComEd sets forth general objections to the Information Request to preserve its rights.

ComEd objects to the Request to the extent that the instructions, definitions and questions contained therein, both individually and collectively, are arbitrary and capricious, unduly burdensome, overbroad, vague, unreasonable and/or an abuse of discretion.

ComEd objects to the Request to the extent that it purports to require ComEd to divulge information protected by the attorney-client privilege, the work-product privilege, or other privileges pursuant to the Federal Rules of Evidence, the Federal Rules of Civil Procedure, the Illinois Audit Privilege law, and other Illinois laws establishing privileges.

By submitting this Response, ComEd is not admitting that it has any liability under CERCLA or any other law or regulation.

Should you have any questions or need additional information, please call Peter B. McCauley at (312) 394-4470.

Very truly yours, .

Mary F. O'Toole

Director, Environmental Services Department

## Response of Commonwealth Edison Company to Request for Information pursuant to Section 104 of CERCLA for Johns Manville Site in Waukegan, Illinois

1. Peter B. McCauley, ComEd, Department of Environmental Services, P. O Box 767 Chicago, Illinois 60690-0767, (312) 394-4470

Diane H. Richardson, ComEd, Real Estate Department, P. O Box 767 Chicago, Illinois 60690-0767, (630) 437-2217

Counsel for ComEd

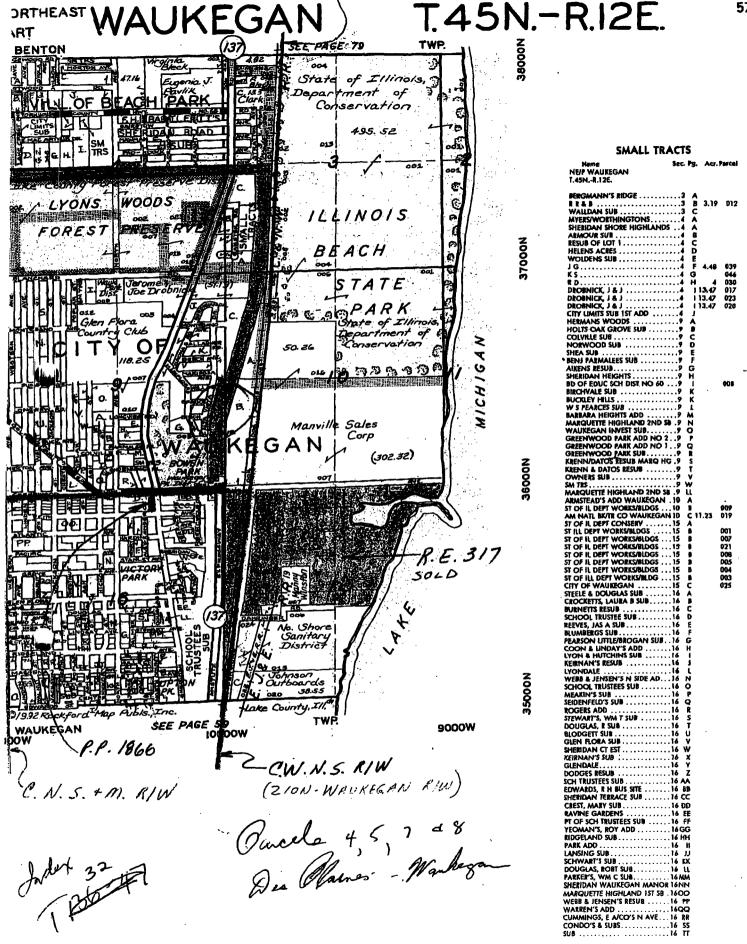
- Maps of ComEd and other property located immediately west of the Johns Manville facility are attached.
- ComEd is not aware of other persons who can provide additional information or documents.
- 4. ComEd has no EPA identification numbers for the area in question.
- 5. ComEd is not aware of any information responsive to Question 5.
- 6. ComEd is not aware of any information responsive to Question 6.
- 7. ComEd is not aware of any information responsive to Question 7.
- 8. ComEd is not aware of any information responsive to Question 8
- 9. No.
- 10. Clyde Bohn, Post Office Box 289, Merenisco, MI 49947, (906) 842-3477

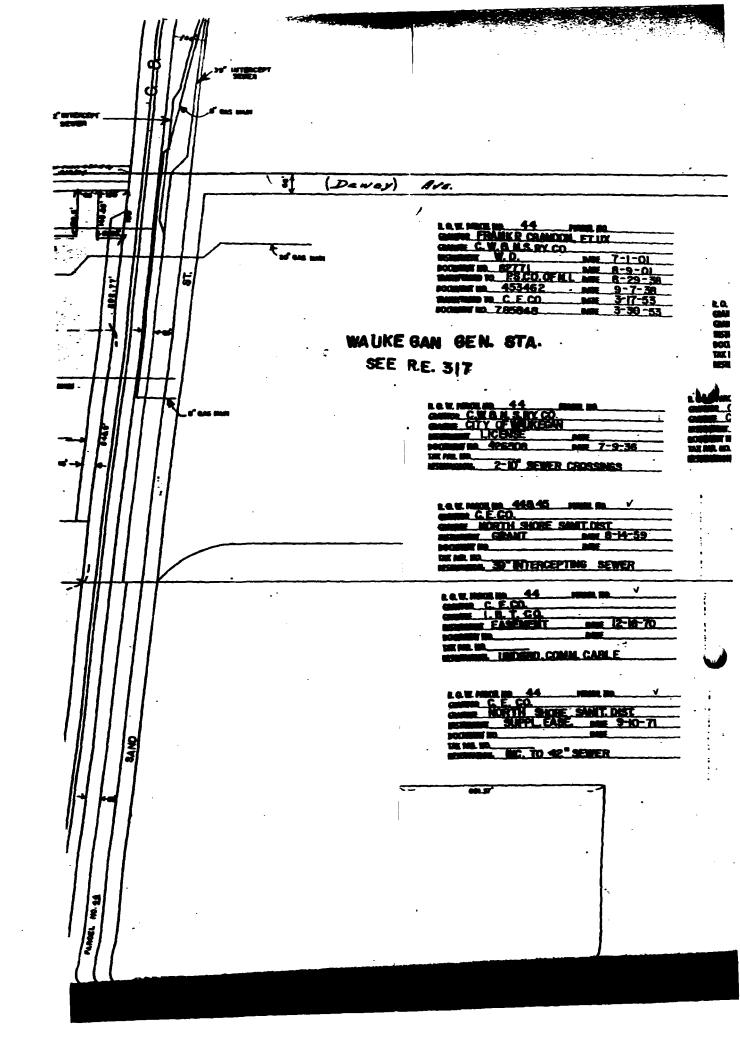
I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations.

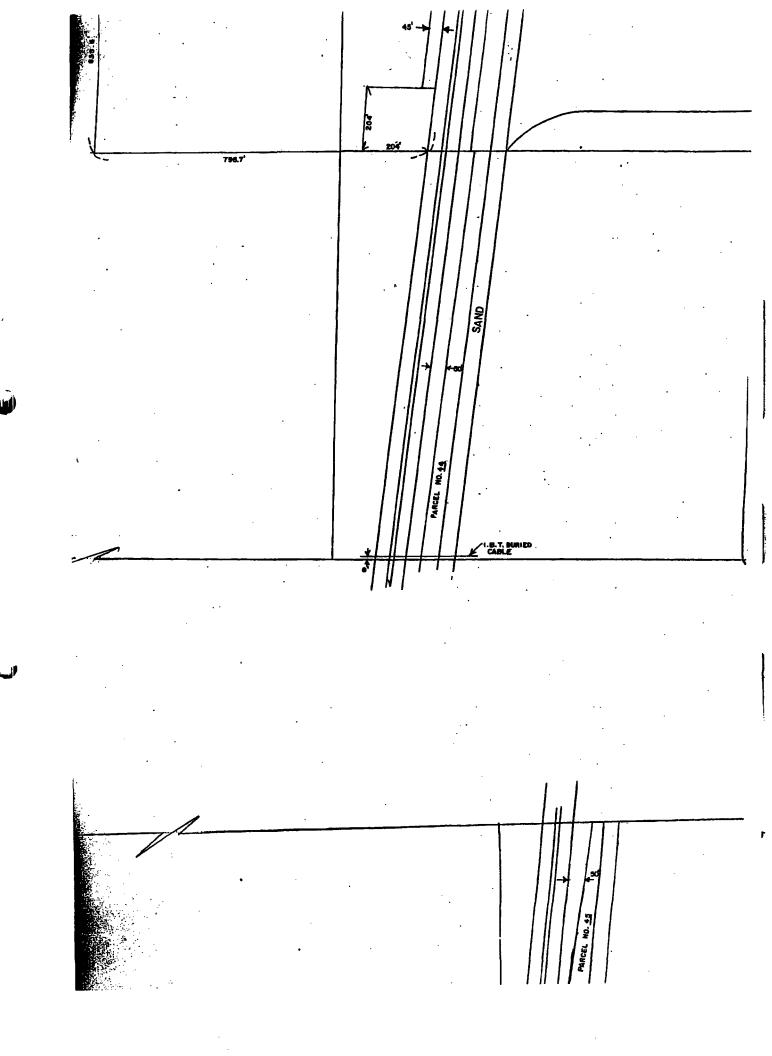
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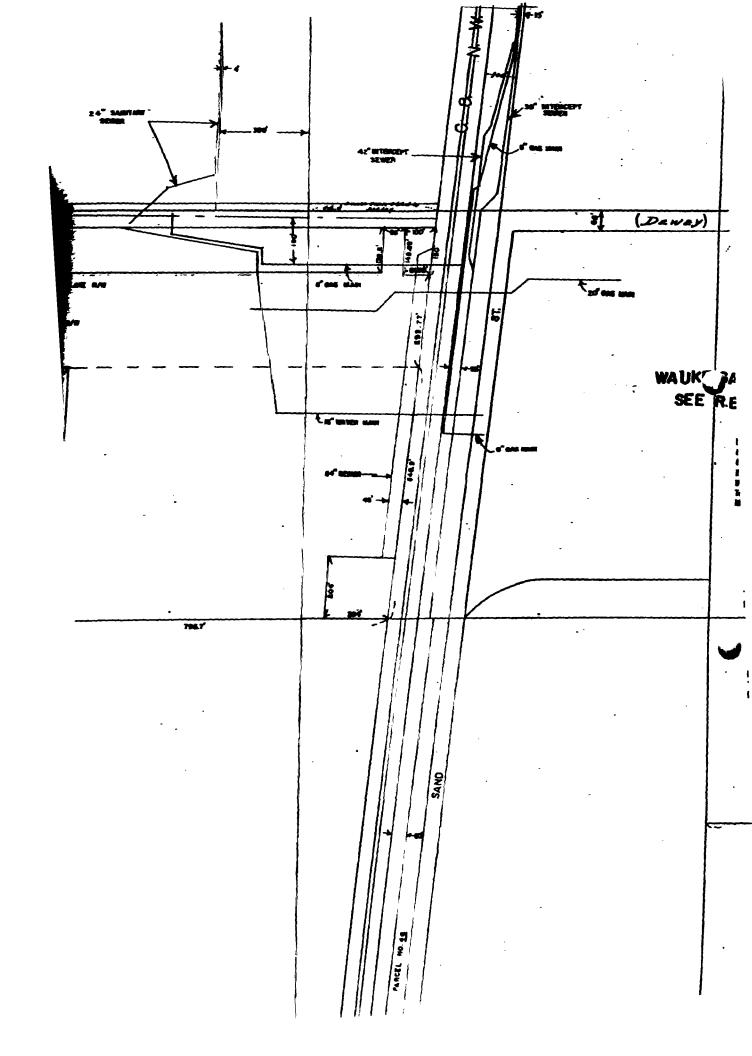
Director, Environmental Services Department

Dated: 7/17/67









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